

*Seal*

Attorney Docket No: 512.02

PATENT



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Mark DeRaud and Adam Gambel

U.S. Application No.: 09/954,491

Filed: September 11, 2001

For: **A METHOD OF CONFIGURING A SLICE OF A PIZZA-TYPE PIE AND AN APPARATUS FOR PREPARING A PIZZA TYPE PIE**

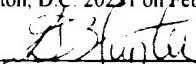
) Group Art Unit: 1761

) Examiner: Not yet assigned

)  
)  
)  
)  
**TRANSMITTAL OF DUPLICATE COPY  
OF RESPONSE TO OCTOBER 24, 2001  
NOTICE TO FILE MISSING PARTS**

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being  
Deposited with the United States Postal Service as first class mail in  
an envelope addressed to Commissioner of Patents and Trademarks,  
Washington, D.C. 20231 on February 6, 2002.

By:   
Saundra D. Hunter

Commissioner of Patents  
Washington, D.C. 20231

Sir:

As a result of USPS mail delays, it has come to our attention that a Response to Notice of Missing Parts, which was timely mailed on November 2, 2001 for the above-referenced application, has not yet been received by the U.S. Patent and Trademark Office. In an abundance of caution, we enclose a **duplicate copy** of the Response to October 24, 2001 Notice to File Missing Parts mailed to the U.S. Patent and Trademark Office on November 2, 2001, as provided in the certificate of mailing pursuant to 37 C.F.R. § 1.8.

Also enclosed is a **duplicate copy** of each document that accompanied the Response to Notice of Missing Parts, as directed on the USPTO web page titled "Processing of, and Requirements for, the Filing of Duplicate Applications and Papers in Patent Applications in view of USPS Mail Delays." The documents are as follows:

1. A copy of Notice to File Missing Parts of Nonprovisional Application;
2. A copy of Certificate of Mailing dated November 2, 2001;
3. A copy of Declaration (executed on two separate signature pages);

4. A copy of Power of Attorney (executed on two separate signature pages);
5. A copy of check number 7545 in the amount of \$65.00 fee (small entity status claimed); and
6. A copy of Return postcard mailed November 2, 2001.

Also enclosed are a new Check number 7829 in the amount of \$65.00, and a return post card for this mailing of February 6, 2002.

The Commissioner is hereby authorized to charge any underpayment of fees associated with this communication or credit any overpayment to Deposit Account No.04-0822. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

DERGOSITS & NOAH LLP

Dated: February 6, 2002

By:



Samuel S. Lee  
Registration No. 41,938

DERGOSITS & NOAH LLP  
FOUR EMBARCADERO CENTER, SUITE 1150  
SAN FRANCISCO, CA 94111  
(415) 705-6377

WELLS FARGO BANK, N.A.  
SAN FRANCISCO, CA  
91-119/1221

7545

November 2, 2001

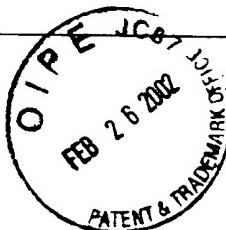
PAY TO THE  
ORDER OF Assistant Commissioner for Patents

\$ \$65.00

\*\*Sixty-five dollars 00/100

DOLLARS 00

Assistant Commissioner for Patents  
Washington, D.C. 20231



Nichl E Dergosits

MEMO

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DERGOSITS & NOAH LLP  
CHECK DATE

PAYEE

INVOICE NO.

CHECK AMOUNT

7545

November 2, 2001      Assistant Commissioner for Patents      \$65.00

DESCRIPTION

Surcharge late filing of  
inventor's declaration  
5512      \$65.00

Serial No. 09/154,491 File No. 517.02 By SL/AL  
In the Matter of the Application of Gambel 3 De Laud  
Date Mailed 11/2/01 Due Date

The following has been received in the U.S. Patent Office on the date stamped hereon.

- Declaration Signed  
 Power of Attorney Signed  
 Check # 7545 \$ 65.00  
 Deposit Account Order Form  
 Drawings \_\_\_\_\_ sheets  
     Informal  
     Formal  
 Assignment  
 Letter (transmittal)  
 Information Disclosure  
     (Prior Art) Statement  
 Notice of Appeal  
 Extension of Time Request  
 Amendment / Response  
 Affidavit  
 Petition

- ITU Trademark Application  
 Issue Fee Transmittal Form  
 Trademark Appln. & Specimens  
 Sec. 8 & 15 Affidavits  
 Trademark Renewal Appln.  
 Utility (regular) Appln.  
 Design Patent Appln.  
 Plant Appln.  
 Terminal Disclaimer  
 PCT Appln.  
 Small Entity Declaration  
 Certificate of Mailing  
 Express Mail Certificate  
 Other Copy of notice to  
file missing parts

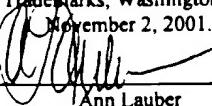
## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: ) Group Art Unit: Not yet assigned  
 Mark DeRaud and Adam Gambel )  
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 Filed: September 11, 2001 )  
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 For: A METHOD OF CONFIGURING A )  
 SLICE OF A PIZZA-TYPE PIE AND AN )  
 APPARATUS FOR PREPARING A )  
 PIZZA TYPE PIE )

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**RESPONSE TO OCTOBER 24, 2001  
NOTICE TO FILE MISSING PARTS****CERTIFICATE OF MAILING**

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to Commissioner of Patents and Trademarks, Washington, D.C. 20231 on November 2, 2001.

By:   
 Ann Lauber

Sir:

In response to the Notice to File Missing Parts mailed October 24, 2001, Applicant hereby submits the following for filing:

1. Copy of Notice to File Missing Parts of Nonprovisional Application;
2. Declaration (executed on two separate signature pages);
3. Power of Attorney (executed on two separate signature pages);
4. Check in the amount of \$65.00 fee (small entity status claimed) and
5. Return postcard.

The Commissioner is hereby authorized to charge any underpayment of fees associated with this communication or credit any overpayment to Deposit Account No.04-0822. A duplicate copy of this sheet is enclosed.

Respectfully submitted,  
 DERGOSITS & NOAH LLP

Dated: November 2, 2001

By:



Samuel S. Lee  
 Registration No. 41,938



UNITED STATES

AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

APPLICATION NUMBER	FILED RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/954,491	09/11/2001	Mark E. DeRaud	512.02

CONFIRMATION NO. 8054

## FORMALITIES LETTER



\*OC000000006906835\*

DERGOSITS & NOAH LLP  
Suite 1150  
Four Embarcadero Center  
San Francisco, CA 94111



Date Mailed: 10/24/2001

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 65.**

RECEIVED  
JULY 14, 2002  
U.S. PATENT AND TRADEMARK OFFICE  
REGISTRATION NUMBER 09954491  
FEE PAID

*A copy of this notice MUST be returned with the reply.*

65.00 CR

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

03/04/2002 SMI MASS1 00000022 09954491

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